



RCE
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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

| | |
|------------------------|--------------------|
| Application Number | 10/053,003 |
| Filing Date | January 17, 2002 |
| First Named Inventor | Leonard Forbes |
| Group Art Unit | 1765 |
| Examiner Name | Robert M. Kunemund |
| Attorney Docket Number | 1303.042US1 |
| Customer No. | 21186 |

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application entitled THREE-DIMENSIONAL COMPLETE BANDGAP PHOTONIC CRYSTAL FORMED BY CRYSTAL MODIFICATION.

Submission required under 37 C.F.R. § 1.114

1. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on .
2. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
3. ☒ An Amendment Under 37 CFR § 1.116 (13 pages) is enclosed.
4. ☐ A new power of attorney (pages) is enclosed.
5. ☒ An Information Disclosure Statement is enclosed (1 page).
 - a. 2 Form(s) 1449
 - b. 22 Copies of IDS Citations
6. ☒ A check in the amount of \$770.00 is attached to pay the RCE filing fee required under C.F.R. § 1.17(e).
7. ☒ **The Commissioner is hereby authorized to credit overpayments or charge any fees set forth in 37 CFR §§ 1.16 through 1.18 to Deposit Account No. 19-0743.**
8. ☒ A Petition for Extension of Time in the prior application (1 pages) is enclosed along with a check in the amount of \$420.00 to pay the extension fee.
9. ☒ Others: Communication Concerning Related Applications (1 pg.), Formal Drawings (7 sheets).

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

By: [Signature]
Atty: Viet V. Tong
Reg. No. 45,416

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn-Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 15th day of June, 2004.

Amy Moriarty
Name

[Signature]
Signature

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SN 10/053,003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Leonard Forbes Examiner: Robert M. Kunemund
Serial No.: 10/053,003 Group Art Unit: 1765
Filed: January 17, 2002 Docket: 1303.042US1
Title: THREE-DIMENSIONAL COMPLETE BANDGAP PHOTONIC CRYSTAL
FORMED BY CRYSTAL MODIFICATION

COMMUNICATION CONCERNING RELATED APPLICATION(S)

MS RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant would like to bring to the Examiner's attention the following related application(s) in the above-identified patent application:

| <u>Serial/Patent No.</u> | <u>Filing Date</u> | <u>Attorney Docket</u> | <u>Title</u> |
|--------------------------|--------------------|------------------------|-------------------------------------------------------------------|
| 10/052952 | January 17, 2002 | 1303.034US1 | THREE-DIMENSIONAL PHOTONIC CRYSTAL WAVEGUIDE STRUCTURE AND METHOD |

Respectfully submitted,

LEONARD FORBES

By Applicant's Representatives,

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Date

6-15-04

By

Viet V. Tong

Reg. No. 45,416

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Name

Amy Moriarty

Signature